

discussed in Plaintiffs' expert reports. Defendants anticipate that Dr. Connolly will assist the Court with understanding the larger scientific analysis of which each defense experts' work is a part.

Dr. Connolly's wife was recently diagnosed with breast cancer. Her physicians do not yet know the exact scope and nature of the cancer, but it appears that she has at least two tumors and will need immediate surgery to be followed by chemotherapy. Her first surgery has been scheduled for August 8. Her immediate surgery or surgeries will involve a full mastectomy and sentinel node biopsy with possible removal of all lymph nodes and the initiation of reconstruction.

Dr. Connolly has invested substantial time in this case, and believes he can fully accomplish the work necessary to complete his expert report and fulfill his coordination role. However, to allow Dr. Connolly time to help his wife during the next few months as she undergoes treatment, Defendants request that the Court grant Dr. Connolly a brief extension for his expert report beyond the general extension Defendants have requested. In the Motion and their reply, Defendants noted that some experts (including Dr. Alex Horne, Dr. Tim Sullivan, and Defendants' aquatic ecologists) need to submit their expert reports after Dr. Bierman finishes analyzing Plaintiffs' models. *See* Chadwick Decl. at ¶ 13 (Dkt #1722 Exh. 10); Sullivan Decl. at ¶¶ 7-8 (Dkt #1722 Exh. 11); Horne Decl. at ¶¶ 7-10 (Dkt #1722 Exh. 12). Defendants requested that the reports of Drs. Horne and Sullivan be due February 5, 2009. In light of the events in Dr. Connolly's family, Defendants request that his expert report be due at the same time as the reports of Drs. Sullivan and Horne. If the Court grants a shorter time than Defendants requested for these experts, but nevertheless agrees that Defendants' expert reports should not all be due at

the same time, Defendants suggest that Dr. Connolly's report be placed with the penultimate or final deadline for defense reports.

On July 29, Defendants conferred with Plaintiffs' counsel David Page on whether Plaintiffs could agree to grant Dr. Connolly additional time. Plaintiffs agreed that the due date for Dr. Connolly's report should be extended to October 14 (the date of the general extension Defendants have requested for all defense experts), but could not agree to a further extension without more information and details about Dr. Connolly's wife's treatment. Those details are not yet medically available.

Respectfully submitted,

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